1 Jeffrey H. Lowenthal (State Bar No. 111763) Robert W. Biederman (State Bar No. 177321) STEYER LOWENTHAL BOODROOKAS 2 **ALVAREZ & SMITH LLP** 3 One California Street, Third Floor San Francisco, California 94111 4 Telephone: (415) 421-3400 Facsimile: (415) 421-2234 5 Email: ilowenthal@steyerlaw.com rbiederman@steyerlaw.com 6 Attorneys for Defendant Ouro Mining, Inc. 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 SAN FRANCISCO DIVISION 11 12 ZHENHUA LOGISTICS (HONG KONG) Case No. CV-13-2658-EWC 13 CO., LTD., 14 Plaintiff, [PROPOSED] ORDER GRANTING 15 DEFENDANT OURO MINING, INC.'S VS. REQUEST TO WITHDRAW MOTION TO DISMISS PLAINTIFF'S FIRST 16 METAMINING, INC.; OURO MINING, INC.;) LING LI aka LARRY LI; SONG QIANG AMENDED COMPLAINT 17 CHEN a/ka SONGQUANG CHEN and DOES 1-20, inclusive, 18 Date: August 22, 2013 Time: 1:30 p.m. Location: 17TH Floor, Courtroom No. 5 19 Defendants. 450 Golden Gate Avenue 20 San Francisco, CA 21 22 23 24 25 26 27 28 [PROPOSED] ORDER GRANTING DEFENDANT OURO MINING, INC., 'S REQUEST TO WITHDRAW MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT Case No. CV-13-2658-EWC

This matter coming on to be heard on Defendant Ouro Mining, Inc.'s ("Ouro Mining") request to withdraw Motion to Dismiss Plaintiff's First Amended Complaint Under Fed. R. Civ. P. 12(b)(6) and 9(b) ("Motion to Dismiss") [Dkt. No. 65] in light of Plaintiff Zhenhua Logistics (Hong Kong) Co., Ltd.'s Voluntary Dismissal of Ouro Mining on July 19, 2013 [Dkt. No. 75];

IT IS HEREBY ORDERED That Our Mining, Inc.'s Request to Withdraw Motion to

Dismiss Plaintiff's First Amended Complaint [Dkt. No. 65] is granted.

Dated: $\frac{7/23}{2}$, 2013

